

NEW HAMPSHIRE BOARD OF
MENTAL HEALTH PRACTICE

BOARD MEETING MINUTES – April 17, 2015

Present: Richard Phelps, MSW, LICSW, Alan Goodman, Ph.D., LCMHC, Dayl H. Hufford, D.Min, LPP, Diane Vaccarello, MS, LMFT, Jane Power Kilcoyne, Ed.D., Public Member, Kathleen Skinner Shulman, Ed.D., Public Member, Honorable Joseph P. Nadeau, Public Member present by teleconference call as allowed by RSA 91-A III.

Not present: ---

Board meeting was called to order at 9:00 AM. Kathleen Skinner Shulman served as Chair for the meeting.

Draft minutes of the March 20, 2015 meeting were reviewed by the Board. Motion was made by Joseph Nadeau and seconded by Richard Phelps to approve the minutes with amendment to #2 on page 2 regarding SB 33. The minute should read as follows:

SB 33 - relative to continuing education requirements for mental health practitioners on suicide prevention. Motion was made by Kathleen Skinner Shulman and seconded by Richard Phelps to have Board Chair, Jane Kilcoyne send a letter to Representative Andrew Christie, Chair of the ED & A committee stating that the Board supports and will support whatever position the Legislature determines. In addition to suicide prevention there are other areas such as domestic violence, alcohol and drug abuse and sexual abuse that are part of current CEU requirements that have to be considered.

Vote: For: JN, RP, KSS, DH
Opposed: 0
Recused: DV
Not present for vote: JK, AG

I. CORRESPONDENCE

- A. Fenner-Lukaitis, Elizabeth, LICSW – The Board reviewed a letter dated March 31, 2015 from Ms. Fenner-Lukaitis expressing her concerns with the implications of an amendment made to SB 33. Motion was made by Joseph Nadeau and seconded by Diane Vaccarello to thank Ms. Fenner-Lukaitis for her letter and keep it on file. Motion passed.

Vote: For: JN, RP, KSS, DH, DV
Opposed: 0
Recused: 0
Not present for vote: JK, AG

- B. Goodnough, Gary, Ph.D. – The Board reviewed a letter from Dr. Goodnough asking it if the CAGS program at Plymouth State will continue to be eligible for licensure until January 1, 2022. Motion was made by Richard Phelps and seconded by Diane Vaccarello to send a letter to Dr. Goodnough stating that all applicants for licensure need to meet the requirements of the Board once they are adopted. The Board is currently working on a revised objection response. Motion passed.

Vote: For: JN, RP, KSS, DH, DV, AG, JK
Opposed: 0
Recused: 0

II. RULES

- A. Revised Objection Response 2014-12 (Mhp 300's) – The Joint Legislative Committee on Administrative Rules (Committee) voted to enter into a revised objection to the Board's preliminary objection response as requested by the Board. The Board reviewed 10 substantive comments from OLS staff concerning its preliminary objection response. The Board will review a revised objection response, which will address all 10 comments, at its May 15, 2015 meeting. All of the changes listed below have been made and can be read in the Board's Revised Objection dated 5/15/2015.
1. Mhp 302.01 (b)(11) - Motion was made by Joseph Nadeau and seconded by Diane Vaccarello to change rule to add questions to be answered. Motion passed unanimously..
 2. Mhp 302.01 (g)(h) - Motion was made by Joseph Nadeau and seconded by Richard Phelps to add a new subsection (f) through (l) and renumber proposed sections (g) to (m) and (h) to (n). Motion passed unanimously.
 3. Mhp 302.02 (d) – Motion was made by Joseph Nadeau and seconded by Alan Goodman read as follows: Receipt of evidence that the applicant cannot be relied upon to practice competently, safely, and honestly or adhere to the ethical standards required by Mhp 501.02 due to: (1) conviction of a felony or misdemeanor crime; or (2) any charge of felony or misdemeanor criminal

conduct which has been filed with a court, but has not yet been finally resolved by a dismissal or judgment of “not guilty”.

4. Mhp 302.03 (b) – Motion was made by Joseph Nadeau and seconded by Jane Kilcoyne to remove question 12 regarding professional liability insurance. Motion passed unanimously.
5. Mhp 302.03 (b)(8) – Motion was made by Alan Goodman and seconded by Diane Vaccarello to add additional rules to expand on the type of information the board would consider to determine whether or not an applicant is of good character. Motion passed unanimously.
6. Mhp 303.01- Motion was made by Richard Phelps and seconded by Diane Vaccarello to add the degrees listed that are required by RSA 330-A:17. Motion passed unanimously.
7. Mhp 305.01 – Motion was made by Alan Goodman and seconded by Diane Vaccarello to request from board counsel legally appropriate ways to define the word, “equivalent” as stated in RSA 330-A:19 I. Motion passed unanimously.
8. Mhp 305.02 – Motion was made by Jane Kilcoyne and seconded by Richard Phelps to state the “60 credit degree in mental health counseling shall include coursework consisting of at least 33 semester hours from the following 11 areas.” Motion passed unanimously.
9. Mhp 306.01 (f) – Motion was made by Alan Goodman and seconded by Diane Vaccarello to remove that section entirely. As that requirement is already set forth in Mhp 306.01 (a) (1). Motion passed unanimously.
10. Mhp 306.03 (b)- Motion was made by Richard Phelps and seconded by Alan Goodman to remove this section due to the form no longer needed because the method of taking the exam has changed. Motion passed unanimously.

III. LEGISLATION UPDATE

- A. SB 21 - changes the quorum for meetings of the board and clarifies the procedure for reinstatement of non-renewed licenses issued by the Board. This bill is supported by the Board.

Senate – Passed/adopted with amendment
House – Passed/adopted with amendment

- B. SB 33 - relative to continuing education requirements for mental health practitioners on suicide prevention

Senate – Passed/adopted with amendment
House – Passed/adopted

IV. Professional Conduct Committee (PCI)

- A. Debra Ragen-Coffman, LCMHC was appointed to the Professional Conduct Committee to serve as a PCI for a three year term.

Upon the motion of Jane Kilcoyne and seconded by Alan Goodman, the Board, by roll call vote, resolved to conduct a non-public session for the purpose of discussing applications, investigations of alleged misconduct of licensees, final disciplinary action and other adjudicatory decisions, in accordance with RSA 91-A:3, II (c), RSA 91-A:3, II (e), RSA 91-A:5, IV, Lodge v. Knowlton, 118 N.H. 574 (1978), RSA 330-A:29, V, and the Board's executive and deliberative privileges. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members present.

[Non-public minutes held separately]

Upon the motion of Jane Kilcoyne and the second of Alan Goodman, the Board by roll call vote, resolved to withhold the minutes of the preceding non-public session, with the exception of approved applications, responses to motions and disciplinary actions until they are served, and CEU's for Professional Conduct Investigators from public disclosure pursuant to RSA 91-A:3, III on the grounds that public disclosure would be likely to affect adversely the reputation of a person other than a Board member and to render the proposed action ineffective. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members present.

I. APPLICATIONS APPROVED FOR LICENSURE

- A. Approved mental health counselors: Angela Jones, Laura Meyer, John Sannicandro and Robin Winter-Weber
- B. Approved clinical social workers: Julie Gamache, Marissa Anne Hill, Erin Klasen, Mark Andrew Phillips and Kimberly Wyborney.
- C. Approved marriage & family therapists – Neil Binette, Stephanie Higgs, Sarah Maurer and Alison Wilson.

- D. Approved pastoral psychotherapists – no applications for review this month

II. APPROVED CANDIDATE FOR LICENSURE: SUPERVISORY AGREEMENTS

- A. Mental Health Counselors: Cynthia Baker, Jennifer Bruns, Laurie Butz-Meyerrose, Alissa Gallo, Karen Lacharite, Stacey Lanza, Michelle Mainemer, Christine Meehan, Kimberly Meurillon, Jennifer Mullen, Greg Steelman, Candace Stohl, Christina Williams and April Wisler.
- B. Social Workers: Dana Belletiere, Emily Cook, Charles Chapin, Katherine Engebretson, David Ferruolo, Alexandra Janis, Amanda Ostrouvh and Robin Wedlock.
- C. Marriage & Family Therapists: no agreements for review
- D. Pastoral Psychotherapists: no agreements for review

Meeting was adjourned at 1:00 PM

Next meeting scheduled for May 15, 2015